

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

400A0795

## HOUSE ENGROSSED NO. **HB1273** - 2/25/97

Introduced by: The Committee on State Affairs at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to authorize agents or employees of the Department of  
2 Transportation to issue citations for certain motor vehicle violations.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-33 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 An agent or employee of the Department of Transportation authorized by the secretary of  
7 transportation may, after receiving appropriate training, act in the capacity of a law enforcement  
8 officer within the state for the sole purpose of enforcing speed limits in areas of highway  
9 construction as authorized by § 32-25-19.1 when highway construction workers are present. Any  
10 authorized agent or employee may stop and issue a citation on a form promulgated pursuant to  
11 § 23-1A-2 to the driver of any vehicle for a speeding violation in a highway work area which  
12 occurred in the presence of the agent or employee. The agent or employee is not considered a  
13 law enforcement officer for the purposes of § 23-3-27.

1 **BILL HISTORY**

- 2 2/4/97 First read in House and referred to Transportation. H.J. 298
- 3 2/14/97 Scheduled for Committee hearing on this date.
- 4 2/14/97 Deferred to another day. H.J. 483
- 5 2/15/97 Deferred to 41st legislative day, AYES 7, NAYS 5. H.J. 516
- 6 2/19/97 Transportation Do Pass Amended, Passed, AYES 12, NAYS 1. H.J. 560
- 7 2/20/97 Deferred to another day, AYES 62, NAYS 6. H.J. 621
- 8 2/21/97 Deferred to another day, AYES 65, NAYS 3. H.J. 628
- 9 2/24/97 Motion to Amend, Passed. H.J. 652
- 10 2/24/97 House of Representatives Do Pass Amended, Passed, AYES 43, NAYS 26. H.J. 652
- 11 2/24/97 House of Representatives Title Amended. H.J. 653